

**Louisville Metro Council
Final Agenda**

**METRO COUNCIL SUMMARY ONLY
DETAILED MINUTES TO FOLLOW ON 5/29/08 COUNCIL AGENDA**

<u>Members Roll Call:</u>	(D) - Judy Green (1) (D) - David Tandy (4) (R) - Kenneth C. Fleming (7) (D) - Jim King (10) (D) - Vicki Welch (13) (R) - Kelly Downard (16) (R) - Hal Heiner (19) (R) - Robin Engel (22) (R) - Doug Hawkins (25)	(D) - Barbara Shanklin (2) (D) - Cheri Bryant Hamilton (5) (D) - Tom Owen (8) (R) - Kevin Kramer (11) (D) - Robert Henderson (14) (R) - Glen Stuckel (17) (R) - Stuart Benson (20) (R) - James Peden (23) (R) - Ellen Call (26)	(D) - Mary C. Woolridge (3) (D) - George Unseld (6) (D) - Tina Ward-Pugh (9) (D) - Rick Blackwell (12) (D) - Marianne Butler (15) (R) - Julie Raque Adams (18) (D) - Dan Johnson (21) (D) - Madonna Flood (24)
----------------------------------	--	---	---

Meeting Date: 05/15/2008

Meeting Time: 6:07 PM

Location: 601 W. Jefferson Street
3rd Floor, City Hall
Louisville, KY 40202

Pro-Tem: Rick Blackwell (12)

A Quorum was established

Address to Council

1- [Final List -- May 15](#)

There were six addresses to the Council

Council Minutes:

2- [Regular Council Minutes - April 24, 2008](#)

Motion to Approve made by Mary C. Woolridge and seconded by Vicki Welch

The Council Minutes were approved as written.

VOTING RESULTS - For: 24; Against: 0; Abstain: 0; Absent: 2

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Dan Johnson, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Julie Raque Adams, Ellen Call

Committee Minutes

- 3- [Regular: Appropriations, NDFs and CIFs - May 8, 2008](#)
- 4- [Regular: Budget - May 7, 2008](#)
- 5- [Regular: Committee of the Whole - April 24, 2008](#)
- 6- [Regular: Committee on Committees - May 13, 2008](#)
- 7- [Regular: Contracts - May 5, 2008](#)
- 8- [Regular: Health and Human Needs - May 7, 2008](#)
- 9- [Regular: Labor & Economic Development - May 8, 2008](#)
- 10- [Regular: Minority and Community Affairs - May 5, 2008](#)
- 11- [Regular: Oversight Committee on Government Accountability and Audit - April 23, 2008](#)
- 12- [Regular: Planning/Zoning, Land Design & Development - May 6, 2008](#)
- 13- [Regular: Public Safety - May 6, 2008](#)
- 14- [Regular: Rules, Ethics and Appointments - May 7, 2008](#)
- 15- [Regular: Transportation/Public Works - May 5, 2008](#)

Motion to Approve made by Mary C. Woolridge and seconded by James Peden

The Committee Minutes were approved as written.

VOTING RESULTS - For: 24; Against: 0; Abstain: 0; Absent: 2

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, , Dan Johnson, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Ellen Call, Julie Raque Adams

**Guests: CM Tandy introduces Chris Spalding, President, Young Professionals Association of Louisville
Tawanda Lewis, President, Urban League Young Professionals of Louisville and Jim Segrest, Retiring President,
Butchertown Neighborhood Association. CM Stuckel introduces Greg Gatson**

All guests were introduced as well as CW Green introducing her three pages.

Communication From Mayor

- 16- [CALL FOR A SPECIAL MEETING.](#)
- 17- [TARC \(TRANSIT AUTHORITY OF RIVER CITY\); CODE ENFORCEMENT BOARD; REGIONAL AIRPORT AUTHORITY; CRIMINAL JUSTICE COMMISSION.](#)

The Clerk read the Mayor's communications and Call for a Special Metro Council Meeting on May 29, 2008 at 2:00PM, into the record. The communications which require Council approval were assigned to Rules Ethics and Appointments.

Consent Calendar:

Motion to move item 30 to Old Business was made by CM Owen. Without objection item 30 was moved to Old Business.

The Consent Calendar consists of items 18 through 29.

- 18- [R-72-04-08 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – \(UNIVERSITY OF KENTUCKY RESEARCH FOUNDATION - \\$301,600.00\). \(Resolution No. 76, Series 2008\)](#)
- Status:** On Council Agenda - Consent Calendar
Committee: Contracts
Primary Sponsor: Tom Owen
- 19- [R-73-04-08 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A BICYCLE PRIORITY CORRIDOR IMPROVEMENT PROJECT. \(Resolution No. 77, Series 2008\)](#)
- Status:** On Council Agenda - Consent Calendar
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen
- 20- [R-75-04-08 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A CORRIDOR MANAGEMENT PLAN FOR THE RIVER ROAD SCENIC BYWAY. \(Resolution No. 78, Series 2008\)](#)
- Status:** On Council Agenda - Consent Calendar
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen
- 21- [AP50708GT APPOINTMENT OF GERALD TEMES TO THE LOUISVILLE/JEFFERSON COUNTY METRO BOARD OF HEALTH, TERM EXPIRES JULY 31, 2010. \(APPROVED\)](#)
- Status:** On Council Agenda - Consent Calendar
Committee: Rules, Ethics, & Appointments
- 22- [O-86-04-08 AN ORDINANCE AMENDING ORDINANCE NO. 226, SERIES 2006 RELATING TO THE LOUISVILLE ARENA ZONE FOR THE LOUISVILLE ARENA PROJECT \(Ordinance No. 75, Series 2008\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Budget
Primary Sponsor: Jim King

23-

[O-71-04-08 AN ORDINANCE AMENDING ORDINANCE NO. 127, SERIES 2007, RELATING TO THE FISCAL YEAR 2007-08 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND ORDINANCE NO. 126, SERIES 2007, RELATING TO THE FISCAL YEAR 2007-08 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \\$10,000 IN FUNDS FROM THE CAPITAL CUMULATIVE RESERVE FUND FOR CAPITAL INFRASTRUCTURE FUND PROJECTS RELATED TO METRO COUNCIL DISTRICT 12 TO THE GENERAL FUND NEIGHBORHOOD DEVELOPMENT FUND FOR METRO COUNCIL DISTRICT 12. \(Ordinance No. 76, Series 2008\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Budget
Primary Sponsor: Rick Blackwell

24-

[O-67-04-08 AN ORDINANCE AMENDING ORDINANCE NO. 98, SERIES 2005 BY TRANSFERRING \\$83,000 IN MAP FUNDS FROM A COMPLETED PROJECT TO A NEW PROJECT TO ALLOW EMERGENCY SAFETY REPAIR TO PROCEED ON REHL ROAD. \(Ordinance No. 77, Series 2008\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Budget
Primary Sponsor: Vicki Welch

25-

[O-79-04-08 AN ORDINANCE APPROPRIATING \\$10,000 FROM THE DISTRICT 12 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION, TO MUSIC THEATRE LOUISVILLE, INC. FOR 600 DISTRICT 12 RESIDENTS TO ATTEND MUSICAL PRODUCTIONS AT IROQUOIS AMPHITHEATER AND FOR 16 HIGH, MIDDLE AND ELEMENTARY SCHOOL STUDENTS FROM DISTRICT 12 TO ATTEND BROADWAY BOOT CAMP. \(Ordinance No. 78, Series 2008\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Rick Blackwell

26-

[O-78-04-08 AN ORDINANCE APPROPRIATING \\$8,854.83 FROM DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUNDS TO THE DEPARTMENT OF SOLID WASTE MANAGEMENT \(DSWM\) FOR EQUIPMENT, SALARIES AND OVERTIME TO FACILITATE A COMMUNITY JUNK DROP-OFF AT THE NEWBURG COMMUNITY CENTER, IN CONJUNCTION WITH OPERATION BRIGHTSIDE'S COMMUNITY-WIDE CLEAN UP. \(Ordinance No. 79, Series 2008\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Barbara Shanklin

27-

[O-70-04-08 AN ORDINANCE APPROPRIATING \\$12,000 FROM THE DISTRICT 19 NEIGHBORHOOD DEVELOPMENT FUND TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR THE PLANNING AND DESIGN OF AN EXPANDED PARKING LOT AT CROSBY PARK IN MIDDLETOWN. \(Ordinance No. 80, Series 2008\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Hal Heiner

28-

[O-87-04-08 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING THE ISSUANCE OF ITS COLLEGE REFUNDING AND IMPROVEMENT REVENUE BONDS, SERIES 2008A AND SERIES 2008B \(BELLARMINE UNIVERSITY PROJECT\) IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \\$43,000,000, THE PROCEEDS OF WHICH SHALL BE LOANED TO BELLARMINE UNIVERSITY INCORPORATED TO FINANCE AND REFINANCE THE COSTS OF THE COMPLETION OF THE CONSTRUCTION, INSTALLATION AND EQUIPPING OF AN APPROXIMATELY 33,350 SQUARE FOOT FACILITY CONSISTING OF CLASSROOMS AND FACULTY OFFICES, THE CONSTRUCTION, INSTALLATION AND EQUIPPING OF AN APPROXIMATE 38,900 SQUARE FOOT RESIDENCE HALL LOCATED AT 2001 NEWBURG ROAD, THE REFUNDING OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT COLLEGE REFUNDING AND IMPROVEMENT REVENUE BONDS, SERIES 2006 \(BELLARMINE UNIVERSITY PROJECT\), AND TO FINANCE CERTAIN COSTS OF ISSUANCE; AUTHORIZING THE BOND INDENTURES, LOAN AGREEMENTS, BOND PURCHASE AGREEMENTS AND OTHER RELATED DOCUMENTS; AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS.](#)
(Ordinance No. 81, Series 2008)

Status: On Council Agenda - Consent Calendar

Committee: Labor & Economic Development

Primary Sponsor: Jim King

29-

[R-74-04-08 A RESOLUTION COMMENDING GOVERNOR STEVE BESHEAR, LOUISVILLE METRO MAYOR JERRY ABRAMSON, ECONOMIC DEVELOPMENT SECRETARY JOHN HINDMAN, AND GREATER LOUISVILLE INC. PRESIDENT JOE REAGAN ON THEIR VISIT TO FORD MOTOR COMPANY HEADQUARTERS IN DEARBORN, MICHIGAN.](#) **(Resolution No. 79, Series 2008)**

Status: On Council Agenda - Consent Calendar

Committee: Labor & Economic Development

Primary Sponsor:

Rick Blackwell

Barbara Shanklin

Dan Johnson

David Tandy

Judy Green

Madonna Flood

Marianne Butler

Mary C. Woolridge

Robert Henderson

Vicki Welch

Dan Johnson

Tom Owen

Motion to Approve made by Robin Engel and seconded by Mary C. Woolridge

The Consent Calendar Passed

VOTING RESULTS - For: 25; Against: 0; Abstain: 0; Absent: 1

For: Judy Green, Kenneth C. Fleming, Jim King, Vicki Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Ellen Call, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Julie Raque Adams, Dan Johnson, Madonna Flood

Against: (None)

Abstain: (None)
Absent: David Tandy

Old Business:

- 30- [R-70-04-08 A RESOLUTION REQUESTING THE LOUISVILLE METRO DEPARTMENT OF PLANNING AND DESIGN SERVICES TO EXAMINE PLASMA, BLOOD COLLECTION CENTERS AS A LAND USE, AND SPECIFICALLY TO GATHER INFORMATION AND MAKE RECOMMENDATIONS REGARDING WHETHER PLASMA, BLOOD COLLECTION CENTERS, AS A LAND USE, CREATE ADVERSE IMPACTS TO ADJACENT PROPERTIES AND SURROUNDING AREAS THAT WERE NOT ANTICIPATED WHEN PLASMA, BLOOD COLLECTION CENTERS WERE ORIGINALLY DESIGNATED AS A PERMITTED USE IN THE C-2 COMMERCIAL ZONING DISTRICT. \(Resolution No. 80, Series 2008\)](#)

Status: On Council Agenda - Consent Calendar
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Marianne Butler

CM Owen requested to be excused from the business of the item and not be present for the vote. President King excused CM Owen from the Chambers.

Motion to Approve made by Kevin Kramer and seconded by Mary C. Woolridge

There was audible opposition within the voice vote, however the Resolution was approved.

- 31- [AP50708JS APPOINTMENT OF JOHN STAUBLE TO THE HIGHVIEW FIRE DISTRICT BOARD. TERM EXPIRES JUNE 30, 2011. \(APPROVED\)](#)

Status: On Council Agenda - Old Business
Committee: Rules, Ethics, & Appointments

Motion to Approve made by Robin Engel and seconded by Dan Johnson

The Appointment was approved.

VOTING RESULTS - For: 24; Against: 0; Abstain: 1; Absent: 1

For: Judy Green, Kenneth C. Fleming, Jim King, Vicki Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, Ellen Call, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Julie Raque Adams, Dan Johnson, Madonna Flood
Against: (None)
Abstain: James Peden
Absent: David Tandy

- 32- [O-35-02-08 AN ORDINANCE ESTABLISHING AN AFFORDABLE HOUSING TRUST FUND AND AFFORDABLE HOUSING TRUST FUND BOARD.\(AS AMENDED\) \(Ordinance No. 82, Series 2008\)](#)

Status: On Council Agenda - Old Business
Committee: Health & Human Needs
Primary Sponsor: Tina Ward-Pugh
Additional Sponsor:
Cheri Bryant Hamilton
David Tandy

Robert Henderson
Barbara Shanklin
Robert Henderson
Tom Owen
Vicki Welch
Judy Green
Mary C. Woolridge

Motion to Approve made by Tina Ward-Pugh and seconded by Vicki Welch

Motion to Amend made by Mary C. Woolridge and seconded by Tina Ward-Pugh to
Adopt committee changes on Pages 2 through 8.

Without objection, the committee amendment passed.

Motion to Amend made by Rick Blackwell and seconded by Tina Ward-Pugh concerning the Board that represents the community
at large.

Without objection, the floor amendment passed.

Motion to Amend made by Hal Heiner and seconded by Julie Raque Adams to items regarding Section 5, on Metro Council
approval, as dealt with in a discussion at previous committee meetings with a potential of an amendment.

CM Fleming called the question and CM Johnson seconded

The question was called.

VOTING RESULTS - For: 25; Against: 0; Abstain: 0; Absent: 1

For: Judy Green, Kenneth C. Fleming, Jim King, Vicki Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara
Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Ellen
Call, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Julie Raque Adams, Dan Johnson,
Madonna Flood

Against: (None)

Abstain: (None)

Absent: David Tandy

The vote was taken on the proposed floor amendment, it passed.

VOTING RESULTS - For: 13; Against: 12; Abstain: 0; Absent: 1

For: Judy Green, Kenneth C. Fleming, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Kevin Kramer, Glen Stuckel,
Stuart Benson, James Peden, Ellen Call, Rick Blackwell, Julie Raque Adams

Against: Barbara Shanklin, Mary C. Woolridge, Cheri Bryant Hamilton, George Unseld, Tom Owen, Tina Ward-Pugh, Jim King,
Vicki Welch, Robert Henderson, Marianne Butler, Dan Johnson, Madonna Flood

Abstain: (None)

Absent: David Tandy

The following Council Members requested to be added as sponsors to the legislation:

CM Kramer, CM Unseld, CW Flood, CM Benson, CM King, CM Blackwell, CM Downard, CM Stuckel, CM Johnson.

The As Amended Ordinance was passed.

VOTING RESULTS - For: 25; Against: 1; Abstain: 0; Absent: 0

For: Judy Green, David Tandy, Kenneth C. Fleming, Jim King, Vicki Welch, Kelly Downard, Hal Heiner, Robin Engel, Barbara Shanklin, Cheri Bryant Hamilton, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Ellen Call, Mary C. Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Julie Raque Adams, Dan Johnson, Madonna Flood
Against: Doug Hawkins
Abstain: (None)
Absent: (None)

33-

[O-85-04-08 AN ORDINANCE CHANGING THE ZONING FROM C-1, COMMERCIAL TO EZ-1, ENTERPRISE ZONE ON PROPERTY LOCATED AT 1600-1606 WEST MARKET STREET, CONTAINING A TOTAL OF 0.51 ACRES AND BEING IN LOUISVILLE METRO \(CASE NO. 9327\).](#)
(Ordinance No. 83, Series 2008)

Status: On Council Agenda - Old Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

Motion to Approve made by Robin Engel and seconded by Tina Ward-Pugh

The Ordinance passed.

VOTING RESULTS - For: 21; Against: 0; Abstain: 0; Absent: 5

For: David Tandy, Kenneth C. Fleming, Jim King, Vicki Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Tom Owen, Kevin Kramer, Robert Henderson, Stuart Benson, James Peden, Ellen Call, George Unseld, Rick Blackwell, Marianne Butler, Julie Raque Adams, Dan Johnson, Madonna Flood
Against: (None)
Abstain: (None)
Absent: Judy Green, Cheri Bryant Hamilton, Glen Stuckel, Mary C. Woolridge, Tina Ward-Pugh

34-

[O-84-04-08 AN ORDINANCE CHANGING THE ZONING FROM R-4, SINGLE-FAMILY RESIDENTIAL TO R5-A, MULTI-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 10407 AND 10501 SEATONVILLE ROAD, CONTAINING A TOTAL OF 18.9 ACRES AND BEING IN LOUISVILLE METRO \(CASE NO. 9624\).](#) (Ordinance No. 84, Series 2008)

Status: On Council Agenda - Old Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

Motion to Approve made by Robin Engel and seconded by Dan Johnson

The Ordinance passed.

VOTING RESULTS - For: 21; Against: 0; Abstain: 0; Absent: 5

For: Kenneth C. Fleming, Jim King, Vicki Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Ellen Call, George Unseld, Rick Blackwell, Marianne Butler, Julie Raque Adams, Dan Johnson, Madonna Flood
Against: (None)
Abstain: (None)
Absent: Judy Green, David Tandy, Cheri Bryant Hamilton, Mary C. Woolridge, Tina Ward-Pugh

35-

[O-81-04-08 AN ORDINANCE CHANGING THE ZONING FROM R-4, SINGLE-FAMILY RESIDENTIAL TO PDD, PLANNED DEVELOPMENT DISTRICT ON PROPERTY LOCATED AT 8708 BROWNSBORO ROAD, CONTAINING A TOTAL OF 30.25 ACRES AND BEING IN LOUISVILLE METRO \(CASE NO. 9344\).](#) **(Ordinance No. 85, Series 2008)**

Status: On Council Agenda - Old Business

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor: Tom Owen

Motion to Approve made by Robin Engel and seconded by Vicki Welch

The Ordinance passed.

VOTING RESULTS - For: 24; Against: 0; Abstain: 0; Absent: 2

For: Judy Green, Kenneth C. Fleming, Jim King, Vicki Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Ellen Call, Mary C.

Woolridge, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Julie Raque Adams, Dan Johnson, Madonna Flood

Against: (None)

Abstain: (None)

Absent: David Tandy, Cheri Bryant Hamilton

36-

[O-74-04-08 AN ORDINANCE CHANGING THE ZONING FROM R-5A MULTI-FAMILY RESIDENTIAL TO CN COMMERCIAL NEIGHBORHOOD ON PROPERTY LOCATED AT 5136 POPLAR LEVEL ROAD, CONTAINING A TOTAL OF 4.1 ACRES, AND BEING IN LOUISVILLE METRO \(CASE NO. 9669\).](#) **(Ordinance No. 86, Series 2008)**

Status: On Council Agenda - Old Business

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor: Tom Owen

Motion to Approve made by Tina Ward-Pugh and seconded by Mary C. Woolridge

The Ordinance passed.

VOTING RESULTS - For: 23; Against: 0; Abstain: 0; Absent: 3

For: Kenneth C. Fleming, Jim King, Vicki Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Ellen Call, Mary C. Woolridge, George

Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Julie Raque Adams, Dan Johnson, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Judy Green, David Tandy, Cheri Bryant Hamilton

37-

SPONSORSHIP REMOVED - ITEM DIES

Status: On Council Agenda - Old Business

Committee: Transportation/Public Works

This item was removed prior to the meeting.

[O-80-04-08 AN ORDINANCE APPROPRIATING \(\\$7,000\) \\$10,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \\$5,000 FROM DISTRICT 22; \\$1,000 FROM DISTRICT 18; \\$2,000 FROM DISTRICT 20 AND \\$500 EACH FROM DISTRICTS 10, 12, 13 AND 4, THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION, TO LIFEHOUSE, INC. FOR PROGRAM OPERATIONS. \(AS AMENDED\) \(Ordinance No. 87, Series 2008\)](#)

Status: On Council Agenda - Old Business

Committee: Appropriations, NDFs and CIFs

Primary Sponsor:

Robin Engel

Julie Raque Adams

Jim King

David Tandy

Rick Blackwell

Stuart Benson

Vicki Welch

Motion to Approve made by Robin Engel and seconded by Vicki Welch.

Motion to Amend made by Dan Johnson and seconded by Kelly Downard to add \$2,000 from District 20; \$500 from District 12 & \$500 from District 13. Without objection, the committee amendment was approved. The committee amended total was \$10,000.

Motion to Amend to add the following sponsors and amounts made by Kevin Kramer and seconded by Kelly Downard:

District 5 - \$250

District 25 - \$500

District 3 - \$500

District 16 - \$1000

District 6 - \$250

District 24 - \$500

District 23 - \$500

District 2 - \$500

District 21 - \$500

District 1 - \$250

District 14 - \$300

District 17 - \$500

Without objection, the floor amendment passed. The new Grand Total was \$15,550.

The As Amended Ordinance was passed.

VOTING RESULTS - For: 22; Against: 0; Abstain: 0; Absent: 4

For: Kenneth C. Fleming, Jim King, Vicki Welch, Kelly Downard, Hal Heiner, Robin Engel, Doug Hawkins, Barbara Shanklin, Tom Owen, Kevin Kramer, Robert Henderson, Glen Stuckel, Stuart Benson, James Peden, Ellen Call, George Unseld, Tina Ward-Pugh, Rick Blackwell, Marianne Butler, Julie Raque Adams, Dan Johnson, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Judy Green, David Tandy, Mary C. Woolridge, Cheri Bryant Hamilton

New Business:

The Clerk read the New Business and their Committee assignments into the record.

39-

[R-76-05-08 A RESOLUTION DETERMINING THREE \(3\) PARCELS OF REAL PROPERTY LOCATED IN TAX BLOCK 88G, SHOWN ON EXHIBIT A ATTACHED HERETO, IN WHICH LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT \(METRO GOVERNMENT\), SUCCESSOR TO THE CITY OF LOUISVILLE HAS SOME OWNERSHIP INTEREST, AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR TRANSFER IN EXCHANGE FOR AN EQUAL AMOUNT OF REAL PROPERTY.](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Jim King

40-

[R-77-05-08 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – \(EDDIE THOMPSON AND ASSOCIATES, LLC - \\$72,000.00\).](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Jim King

41-

[O-89-05-08 AN ORDINANCE APPROPRIATING \\$5,250 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \\$3000 FROM DISTRICT 14; \\$1000 FROM DISTRICT 6; \\$500 EACH FROM DISTRICTS 12 AND 13; AND \\$250 FROM DISTRICT 25 THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION, TO ADOPT A FLAG, INC. TO PLACE FLAGS ON GRAVES OF LOCAL VETERAN POLICE AND FIREFIGHTERS, IN CONNECTION WITH A MEMORIAL DAY CEREMONY.](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor:
Robert Henderson
George Unseld
Rick Blackwell
Vicki Welch
Doug Hawkins

42-

[O-88-05-08 AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT \(APRIL 11, 2008 THROUGH JUNE 30, 2011\) RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE FRATERNAL ORDER OF POLICE, LODGE 614 CONCERNING LIEUTENANTS AND CAPTAINS OF LOUISVILLE METRO POLICE DEPARTMENT.](#)

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: Jim King

43-

[O-90-05-08 AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT \(JULY 1, 2006 TO JUNE 30, 2012\) RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS \(IBEW\) CONCERNING CERTAIN EMPLOYEES OF LOUISVILLE EMA/METROSAFE.](#)

Status: On Council Agenda - New Business
Committee: Labor & Economic Development

Primary Sponsor: David Tandy

44-

[R-82-05-08 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE COMMONWEALTH OF KENTUCKY, TRANSPORTATION CABINET IN THE AMOUNT OF APPROXIMATELY \\$40,000.00 FOR WETLAND RESTORATION AT BEARGRASS CREEK.](#)

Status: On Council Agenda - New Business

Committee: Transportation/Public Works

Primary Sponsor: Tina Ward-Pugh

45-

[O-91-05-08 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING THE ISSUANCE OF ITS VARIABLE RATE DEMAND INDUSTRIAL BUILDING REVENUE BONDS \(SPALDING UNIVERSITY, INC. PROJECT\), SERIES 2008 IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \\$13,500,000 AND THE LOAN OF THE PROCEEDS THEREOF TO SPALDING UNIVERSITY, INC. TO FINANCE A PORTION OF THE COSTS OF PURCHASING, CONSTRUCTING AND IMPROVING THE BRECKINRIDGE BUILDING ON THE CAMPUS OF SPALDING UNIVERSITY AND REFINANCE OUTSTANDING DEBT; AUTHORIZING THE EXECUTION AND DELIVERY ON BEHALF OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT OF \(1\) AN INDENTURE OF TRUST PURSUANT TO WHICH THE BONDS WILL BE ISSUED, \(2\) A LOAN AGREEMENT BETWEEN THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, AS LENDER, AND SPALDING UNIVERSITY, INC. AS BORROWER, PROVIDING FOR LOAN REPAYMENTS SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS AS THE SAME BECOME DUE, AND \(3\) A BOND PURCHASE AGREEMENT PROVIDING FOR THE SALE OF THE BONDS ON A NEGOTIATED BASIS; AND TAKING OTHER RELATED ACTION.](#)

Status: On Council Agenda - New Business

Committee: Labor & Economic Development

Primary Sponsor: George Unseld

46-

[O-93-05-08 AN ORDINANCE ADDING A NEW SECTION OF CHAPTER 39 OF THE LOUISVILLE METRO CODE OF ORDINANCES RELATING TO LANGUAGE ACCESS TO PROGRAMS AND ACTIVITIES OFFERED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT.](#)

Status: On Council Agenda - New Business

Committee: Health & Human Needs

Primary Sponsor: Dan Johnson

47-

[O-92-05-08 AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON NEW DEVELOPMENTS WHICH INCLUDE THE RETAIL SALES OF GASOLINE.](#)

Status: On Council Agenda - New Business

Committee: Labor & Economic Development

Primary Sponsor: Dan Johnson

48-

[O-94-05-08 AN ORDINANCE AMENDING CHAPTER 21 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES \[LMCO\] RELATING TO ETHICS.](#)

Status: On Council Agenda - New Business

Committee: Rules, Ethics, & Appointments

Primary Sponsor: Kenneth C. Fleming

49-

[O-96-05-08 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING THE ISSUANCE OF ITS HEALTH FACILITIES REVENUE BONDS, SERIES 2008 \(JEWISH HOSPITAL & ST. MARY'S HEALTHCARE, INC. PROJECT\) IN AN](#)

AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$380,000,000, THE PROCEEDS OF WHICH SHALL BE LOANED TO JEWISH HOSPITAL & ST. MARY'S HEALTHCARE, INC. (THE "CORPORATION") TO (1) FINANCE THE CONSTRUCTION AND EQUIPPING OF A NEW POWER PLANT FACILITY AT STS. MARY & ELIZABETH HOSPITAL, RENOVATIONS AND EQUIPPING OF THE MAIN JEWISH HOSPITAL & ST. MARY'S HEALTHCARE MEDICAL CAMPUS, FRAZIER REHAB INSTITUTE, STS. MARY & ELIZABETH HOSPITAL, OUR LADY OF PEACE AND JEWISH HOSPITAL MEDICAL CENTER SOUTHWEST, AND REIMBURSEMENT FOR PAST CAPITAL EXPENDITURES AT ANY OR ALL OF THE ABOVE FACILITIES, (2) REFUND ALL OF THE OUTSTANDING SERIES 2002 BONDS AND SERIES 2004 BONDS THAT WERE ISSUED FOR THE BENEFIT OF THE CORPORATION, (3) PAY CERTAIN AMOUNTS IN CONNECTION WITH THE TERMINATION OR MODIFICATION OF ONE OR MORE INTEREST RATE EXCHANGE AGREEMENTS, AND (4) PAY CERTAIN COSTS OF ISSUANCE; AUTHORIZING A BOND INDENTURE, FORM OF BOND, LOAN AGREEMENT, BOND PURCHASE AGREEMENT, TAX EXEMPTION AGREEMENT, PRELIMINARY OFFICIAL STATEMENT, OFFICIAL STATEMENT, FORM OF ESCROW AGREEMENT AND OTHER RELATED DOCUMENTS; AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: David Tandy
Additional Sponsor: Kelly Downard

50-

O-97-05-08 AN ORDINANCE RELATING TO METHAMPHETAMINE CONTAMINATED PROPERTY, PUBLIC NUISANCES, AND THE PROPERTY MAINTENANCE CODE.

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor:
Vicki Welch
Rick Blackwell
Additional Sponsor:
Madonna Flood
Robert Henderson

51-

R-84-05-08 A RESOLUTION ASKING THAT CERTAIN STEPS BE TAKEN TO IDENTIFY PERSONS IN THE CUSTODY OF THE METRO CORRECTIONS DEPARTMENT

Status: On Council Agenda - New Business
Committee: Health & Human Needs
Primary Sponsor: Doug Hawkins

52-

O-95-05-08 AN ORDINANCE APPROPRIATING THE TOTAL AMOUNT OF \$11,500.00 FROM NEIGHBORHOOD DEVELOPMENT FUNDS (NDF) OF DISTRICT 21, THROUGH THE DEPARTMENT OF FINANCE AND BUDGET, TO THE LOU TATE FOUNDATION, INC. TO BE USED FOR PROGRAM AND OPERATING EXPENSES OF THE LITTLE LOOM HOUSE

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Dan Johnson

53-

R-85-05-08 A RESOLUTION DETERMINING ONE (1) VACANT PARCEL OF REAL PROPERTY LOCATED AT 1429 BLUEGRASS AVENUE OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Marianne Butler

54-

[R-83-05-08 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET, DEPARTMENT OF HIGHWAYS, CONCERNING A GRANT OF \\$295,178.00 FOR THE SHELBYVILLE ROAD BEAUTIFICATION PROJECT , PHASE II.](#)

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor: Hal Heiner

Addendum:

Motion to Adjourn made by Tom Owen and seconded Madonna Flood. Without objection the meeting adjourned at 8:22pm.

ANNOUNCEMENTS

The following Council Members made announcements: CM Welch, CM Ward-Pugh, CW Flood, CM Blackwell & CM Owen at 8:35pm.